## Bill No. CS for SB 1362

Amendment No. \_\_\_ Barcode 294276

## CHAMBER ACTION Senate House 1 2 3 4 5 6 7 8 9 10 11 Senator Campbell moved the following amendment to House 12 amendment (803811): 13 Senate Amendment (with title amendment) 14 15 On page 4, line 15, through 16 page 8, line 4, delete those lines 17 18 and insert: 19 Section 4. Paragraph (c) of subsection (6) of section 20 627.736, Florida Statutes, is amended to read: 21 627.736 Required personal injury protection benefits; 22 exclusions; priority; claims. --23 (6) DISCOVERY OF FACTS ABOUT AN INJURED PERSON; DISPUTES. --24 25 (c) In the event of any dispute regarding an insurer's 26 right to discovery of facts about an injured person's earnings 27 or about his or her history, condition, or treatment, or the 28 dates and costs of such treatment, the insurer may petition a 29 court of competent jurisdiction to enter an order permitting such discovery. The order may be made only on motion for good 30 31 cause shown and upon notice to all persons having an interest,

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and it shall specify the time, place, manner, conditions, and
   scope of the discovery. Such court may, in order to protect
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   against annoyance, embarrassment, or oppression, as justice
   requires, enter an order refusing discovery or specifying
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   conditions of discovery and may order payments of costs and
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   expenses of the proceeding, including reasonable fees for the
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   appearance of attorneys at the proceedings, as justice
   requires. Regardless of status as an assignee or litigant, any
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   medical provider who is subject to discovery by an insurance
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    carrier shall be afforded status as a "skilled" and "expert"
   witness within the meaning of Rule 1.390 and subsection
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   (b)(4)(C) of rule 1.280 of the Florida rules of Civil
    Procedure and shall be compensated accordingly.
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   ======== T I T L E A M E N D M E N T =========
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   And the title is amended as follows:
           On page 8, lines 26-28, delete those lines
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   and insert:
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           insurance; amending s. 627.736, F.S.; providing
           that certain medical providers shall be
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           afforded status as a skilled or expert witness
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           under certain circumstances; providing an
           effective date.
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